IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE EIGHTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND SIX

:PRESENT:

THE HON'BLE SRI JUSTICE **V.V.S.RAO**

WRIT PETITION NO : 3012 of 2002

Between:

1. Sri Chama Narsimha Reddy S/o Late Yadagiri @ Yadagiri Reddy
2. Sri Chama Pratap Reddy S/o Late Yadagiri @ Yadagiri Reddy

..... Petitioners

AND

1. The Joint Collector, Ranga Reddy District, Having its Office at, Khairtabad, Hyderabad
2. The Revenue Divisional Officer, (East Division), Ranga Reddy District, having its Office at Goshamahal, Hyderabad
3. Sri Gaddam Sailoo S/o Late G.Babaiah,
4. Sri Gaddam Somaiah S/o Late G.Babaiah
5. Sri Gaddam Mallesha S/o Late G.Babaiah
6. Sri Gaddam Krishna S/o Late G.Babaiah
7. Sri Gaddam Durgaiah, S/o Late G.Babaiah

Respondents 3 to 7 are R/o Kuntloor Village, Hayathnagar Revenue Mandal,
Ranga Reddy District

8. Smt. Vakiti Sathyamma W/o Late V.Pulla Reddy, R/o. H.No. 17-9-175, Kurmaguda, Saidabad, Hyderabad
9. Popular Weaker Section Co-op Housing Society (Regd. TABNo. 85) rep. by its Secretary, Nallakunta, Hyderabad
10. Sri Gaddam Krishna S/o Late Gaddam Somaiah,
11. Sri Gaddam Narasimha S/o Late Gaddam Somaiah
12. Sri Gaddam Jangaiah, S/o late Gaddam Somaiah
13. Sri Gaddam Anjaiah S/o Late Gaddam Somaiah
14. Sri Gaddam Sattaiah S/o late Gaddam Somaiah

(Respondents 10 to 14 are R/o of Kuntloor Village, Hayathnagar Revenue
Mandal, Ranga Reddy District

15. The Authorised Officer, Land Reforms, Ranga Reddy District, having its office at C/o. Collector Office, Ranga Reddy District, Khairatabad, Hyderabad
16. Sri Akula Lakshminarasiah @ Akula Narsimha S/o Late Akula Narsaiah, R/o Bagh Hayathnagar Village and Mandal, Ranga Reddy District
17. Sri Akula Yadaiah S/o Late Akula Narsaiah, R/o. Marripally Village, Hayathnagar Mandal, Ranga Reddy District
18. Sri Akula Chennaiah S/o Late Akula Narsaiah
19. Sri Akula Ashok S/o Late Akula Narsaiah
20. Sri Akula Srinivas S/o late Akula Narsaiah
21. Sri Akula Narsinga Rao S/o Late Akula Narsaiah

(Respondents 18 to 21 are R/o Bagh Hayathnagar Village and Mandal Ranga
Reddy District)

.....Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus or any other appropriate writ or writs, order or orders setting-a-side the impugned common orders dated: 22-12-2001 in Inam Appeal Nos. F1/6906/1997, F1/6915/97, F1/7864/1997 and F1/9079/1998 on the file of the First Respondent Viz., the Joint Collector, Ranga Reddy District which is consequent to the common orders dated: 19-09-1997 passed by the second respondent viz., the Revenue Divisional Officer, East Division, Ranga Reddy District in file Nos. J/2740/1994, J/5538/1996, J/3245/1994 and J/1398/1996.

Counsel for the Petitioner : SRI R.MAHENDER REDDY
Counsel for Respondent No.1 & 2 : GP FOR REVENUE
Counsel for Respondent No.3 to 7 : SRI C.R.PRATAP REDDY
Counsel for Respondent No.8 : SRI Y.ASHOK RAJ
Counsel for Respondent No. 10 to 14 : SRI A.PULLA REDDY

WP. NO. 3972 OF 2002:
Between:
Popular Weaker Section Coop. Housing Soceity ltd., (Regd. TAB. No. 85) rep. by its Secretary, G.Anand, having its office at 202, Sai Sampada Plaza, Habsiguda, Hyderabad

Petitioner

AND

1. The Joint Collector, Ranga Reddy District, having its office at Khairatabad, Hyderabad
2. The Revenue Divisional officer, (East Division,) Ranga Reddy, District, having its office at Goshamahal, Hyderabad
3. Sri Gaddam Sailoo S/o Late G.Babaiah,
4. Sri Gaddam Somaiah S/o Late G.Babaiah
5. Sri Gaddam Mallesha S/o Late G.Babaiah
6. Sri Gaddam Krishna S/o Late G.Babaiah
7. Sri Gaddam Durgaiah, S/o Late G.Babaiah
   Respondents 3 to 7 are R/o Kuntloor Village, Hayathnagar Revenue Mandal,
   Ranga Reddy District
8. Smt. Vakiti Sathyamma W/o Late V.Pulla Reddy, R/o. H.No. 17-9-175, Kurmaguda, Saidabad, Hyderabad
9. Sri Gaddam Krishna S/o Late Gaddam Somaiah,
10. Sri Gaddam Narasimha S/o Late Gaddam Somaiah
11. Sri Gaddam Jangaiah, S/o late Gaddam Somaiah
12. Sri Gaddam Anjaiah S/o Late Gaddam Somaiah

13. Sri Gaddam Sattaiah S/o late Gaddam Somaiah
14. Chama Narasimha Reddy S/o Late Yadagiri @ Yadagiri Reddy
15. Chama Pratap Reddy S/o Late Yadagiri @ Yadagiri Reddy
    (Respondents 9 to 15 are R/o of Kuntloor Village, Hayathnagar Revenue
    Mandal, Ranga Reddy District
16. The Authorised Officer, Land Reforms, Ranga Reddy District, having its office at C/o. Collector Office, Ranga Reddy District, Lakdikapul, Hyderabad
17. Sri Akula Lakshminarasiah @ Akula Narsimha S/o Late Akula Narsaiah, R/o Bagh Hayathnagar Village and Mandal, Ranga Reddy District

18. Sri Akula Yadaiah S/o Late Akula Narsaiah, R/o. Marripally Village, Hayathnagar Mandal, Ranga Reddy District
19. Sri Akula Chennaiah S/o Late Akula Narsaiah
20. Sri Akula Ashok S/o Late Akula Narsaiah
21. Sri Akula Srinivas S/o late Akula Narsaiah
22. Sri Akula Narsinga Rao S/o Late Akula Narsaiah
    (Respondents 19 to 22 are R/o Bagh Hayathnagar Village and Mandal Ranga
    Reddy District)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus or any other appropriate writ or writs, order or direction declaring the setting aside the common order dated: 22-12-2001 in File No.. F1/6906/1997, F1/6915/97, F1/7864/1997 and F1/9079/1998 on the file of the First Respondent and the order dt: 19-9-1997 passed in File No. J/2740/1994, J/5538/1996, J/3245/1994 and J/1398/1996 on the file of Second respondent, as illegal arbitrary and without jurisdiction and to consequently direct the respondents 1 & 2 herein to grant occupancy rights to the petitioner herein in respect of the lands bearing Sy. No. 210 admeasuring Sc. 1.26 guntas, Sy. No. 211, Admeasuring Ac. 1.17 Guntas, Sy. No. 212, admeasuring Ac. 1.07 guntas, Sy. No. 221, Admeasuring Ac. 14.20 guntas, Sy. No. 222, Admeasuring Ac. 19.06 guntas and Sy. No. 223, admeasuring Ac. 18.31, guntas situated at Kuntloor Village, Hayathnagar Mandal, Ranga Reddy District, Award costs

Counsel for the Petitioner : SRI K.RAGHUVEER REDDY
Counsel for Respondent No.1 & 2 : GP FOR REVENUE
Counsel for Respondent No.8 : SRI Y.ASHOK RAJ
Counsel for Respondent No. 9 to 13 : SRI A.PULLA REDDY
Counsel for Respondent No.14 & 15 : SRI RESU MAHENDER REDDY

Between:

1. Akula Laxminarasiah, S/o late A.Narasiah
2. Akula Yadaiah S/o Late A.Narasaiah

3. Akula Chennaih S/o Late A.Narasaiah
4. Akula Ashok S/o Late A.Kistaiah
5. Akula Srinivas S/o late A.Kistaiah
6. Akula Narasimha Rao S/o Late A.Kistaiah

Petitioners

AND

1. The Joint Collector, Ranga Reddy District, office at Lakidikapool, Hyderabad
2. The Revenue Divisional Officer, Hyderabad East Division, Ranga Reddy District., Office at Goshamahal, Hyderabad
3. Gaddam Sayulu S/o late G.Babaiah
4. Gaddam Somayya S/o Late G.Babaiah
5. Gaddam Mallesha S/o late G.Babaiah
6. Vakiti Sathemma W/o late Pula Reddy, R/o. H.No. 17-9]-175, Kumarguda, Saidabad, Hyderabad
7. C.Pratap Reddy S/o Yadagiri Reddy
8. C.Narasimha Reddy S/o Yadagiri Reddy,

(Respondents 3 to 5 and 7 and 8 are R/o Kuntloor (V), Hayathnagar Mandal, R.R. District.)

9. M/s Popular Weaker Section Co-operative Housing society Limited, TAB-85, Office at 2-1-390/1, Nallakunta, Hyderabad

Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Certiorari calling for the records of the impugned order dt: 22-12-2001 passed in Appeal No. F1/9079/1998 and other connected appeals passed by the 1st respondent and same may be quashed and consequently, direct the 2nd respondent to consider the claims of the petitioners herein for grant of occupancy right certificate under the provision of the A.P. (T.A.) Abolition of Inams Act, 1955, in respect of the agricultural lands in Sy. Nos. 210, 211, 212, 213, 221, 222 and 223, total admeasuring 56 Ac-13 guntas situated at Kuntloor Village, Hayathnagar, R.R. District.

Counsel for Petitioner : SRI P.SHIV KUMAR
Counsel for Respondent No.1 & 2 : GP FOR REVENUE
Counsel for Respondent No.3,4 & 5 : SRI C.R.PRATAP REDDY
Counsel for Respondent No.6 : SRI Y.ASHOK RAJ

W.P. NO : 17542 of 2004

Between:

1 Gaddam Narsimha, S/o. Late G. Somaiah,
2 Gaddam Jangamaiah, S/o. Late G. Somaiah,
3 Gaddam Krishna, S/o. Late G. Somaiah,
4 Gaddam Anjaiah, S/o. Late G. Somaiah,
5 Gaddam Sathaiah, S/o. Late G. Somaiah,

..... Petitioners

AND

1 The Joint Collector, Ranga Reddy District at Khairatabad, Hyderabad.
2 The Special Grade Dy. Collector & Revenue Divisional Officer, Ranga Reddy (East)
Division, at Kattal Mandi, Mozamjahi Market, Hyderabad.
3 Sri Madgula Anjan Kumar, S/o. Punnaiah, R/o. 16-11-656, Dilsukhnagar, Hyderabad.

.....Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus directing the Respondent No.2 herein to dispose of the case No.J/505/2004 pending on his file filed by the Writ Petitioners herein and declare that the findings of the Joint Collector, Ranga Reddy District in File No. F1/6906/97 dt. 22-12-01 are void, illegal and without jurisdiction

Counsel for Petitioners : SRI A.PULLA REDDY
Counsel for Respondent No1 & 2 : GP FOR REVENUE
Counsel for Respondent No.3 : SRI JALLI KANAKAIAH

CRP. NO. 4223 OF 2003:

Petition under Section 28 of A.P. (T.A.) Abolition of Inams Act 1955, against the orders in F1/6906/A/97, dated 2-12-2001 on the file of the Joint Collector, Ranga Reddy District.

Between
The Authorized officer, Land Reforms, Ranga Reddy District at Hyderabad

Petitioner

AND

1. The Joint Collector, Ranga Reddy District
2. The Revenue Divisional Officer, R.R. East Division
3. Madugula Punnaih S/o Babaiah
4. Mohd Khasim,
5. Smt. Kanta Bai W/o Ratna Kumar
6. Smt. Gaddam Narasamma (Died) per LRS her 5 sons
7. G.Narasimha S/o Late Somaiah
8. G. Jangamaiah S/o Late Somaiah
9. G.Krishna S/o late Somaiah
10. G.Anjaiah S/o Late Somaiah
11. G.Sathaiah S/o Late Somaiah

Respondents

Counsel for Petitioner : GP FOR ARBITRATION
Counsel for Respondent No. 1 & 2 : GP FOR REVENUE
Counsel for Respondent No.7 to 11 : SRI A.PULLA REDDY

The Court made the following Order;

"These matters were heard on 31-08-2006. Subsequently, the learned Assistant Government Pleader for Revenue (General) has circulated three files from the office of the Joint Collector and Land Reforms Tribunal. The record of the original Authority, namely the Revenue Divisional Officer (East), Hyderabad, is not circulated.

Rule Nisi is already served and the Revenue Divisional Officer is bound to obey the command of this Court to produce the record.

A week's time is finally granted to produce the record.

Post on 25-09-2006."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Joint Collector, Ranga Reddy District, Having its Office at, Khairtabad, Hyderabad
2. The Revenue Divisional Officer, (East Division), Ranga Reddy District, having its Office at Goshamahal, Hyderabad
3. Sri Gaddam Sailoo S/o Late G.Babaiah,
4. Sri Gaddam Somaiah S/o Late G.Babaiah
5. Sri Gaddam Mallesha S/o Late G.Babaiah
6. Sri Gaddam Krishna S/o Late G.Babaiah
7. Sri Gaddam Durgaiah, S/o Late G.Babaiah

Respondents 3 to 7 are R/o Kuntloor Village, Hayathnagar Revenue Mandal,
Ranga Reddy District

8. Smt. Vakiti Sathyamma W/o Late V.Pulla Reddy, R/o. H.No. 17-9-175, Kurmaguda, Saidabad, Hyderabad
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12. Sri Gaddam Jangaiah, S/o late Gaddam Somaiah
13. Sri Gaddam Anjaiah S/o Late Gaddam Somaiah
14. Sri Gaddam Sattaiah S/o late Gaddam Somaiah

(Addressees 10 to 14 are R/o of Kuntloor Village, Hayathnagar Revenue
Mandal, Ranga Reddy District

15. The Authorised Officer, Land Reforms, Ranga Reddy District, having its office at C/o. Collector Office, Ranga Reddy District, Khairatabad,

Hyderabad

16. Sri Akula Lakshminarasiah @ Akula Narsimha S/o Late Akula Narsaiah, R/o Bagh Hayathnagar Village and Mandal, Ranga Reddy District
17. Sri Akula Yadaiah S/o Late Akula Narsaiah, R/o. Marripally Village, Hayathnagar Mandal, Ranga Reddy District
18. Sri Akula Chennaiah S/o Late Akula Narsaiah
19. Sri Akula Ashok S/o Late Akula Narsaiah
20. Sri Akula Srinivas S/o late Akula Narsaiah
21. Sri Akula Narsinga Rao S/o Late Akula Narsaiah

(Addressees 18 to 21 are R/o Bagh Hayathnagar Village and Mandal Ranga Reddy District)

22. Chama Narasimha Reddy S/o Late Yadagiri @ Yadagiri Reddy
23. Chama Pratap Reddy S/o Late Yadagiri @ Yadagiri Reddy

(Addressees 23 & 24 are R/o of Kuntloor Village, Hayathnagar Revenue Mandal, Ranga Reddy District

24. C.Pratap Reddy S/o Yadagiri Reddy
25. C.Narasimha Reddy S/o Yadagiri Reddy,

(Respondents 24 & 25 are R/o Kuntloor (V), Hayathnagar Mandal, R.R. District.)

26. Sri Madgula Anjan Kumar, S/o. Punnaiah, R/o. 16-11-656, Dilsukhnagar, Hyderabad.

AB

HIGH COURT

AB
DRAFTED ON 18-09-2006

VVSRJ

DATE: 18-9-2006

ORDER

WP. NO. 3012/02, 3972/02, 3394/02
17542/04 AND CRP. NO. 4223/03

DIRECTION